IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FIRST DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 19915 of 2004

Between:

Gunti Ramchandram S/o G. Bakkayya
R/o Vennampally, Saidapur Karimnagar District

..... PETITIONER

AND

1 The District Collector, Karimnagar District.
2 The Revenue Divisional Officer, Karimnagar Division, Karimnagar
3 The Director, Social Welfare Department, Govt. of A.P., at Hyderabad
4 The Mandal Revenue Officer Vennampalli Saidapur Mandal
Vennampalli, Karimnagar District
5 Vennampalli Gram Panchayat rep by Sarpanch Saidapur Mandal,
Karimnagar District
6 Beesa Ravinder S/o Raja Narsu
R/o Vennampalli Village, Saidapur Mandal, Karimnagar District

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate Writ, order or direction preferably a Writ in the nature of Writ of Mandmaus, declaring the action of the respondents in trying to evict the petitioner from the H. No. 3-1-24 of
Sy. No. 12 and 13 of Vennampalli Village, Saidapur Mandal, Karimnagar District as being arbitrary, illegal, without jurisdiction and without due process of law and violative of Art. 14 and 300-A of the Constitution of India and consequently direct the 4th respondent to fix the doors to the said house by returning all the house articles that have been seized from the said house to the petitioner.

Counsel for the Petitioner: MR.A.SANTHOSH KUMAR

Counsel for the Respondent Nos.1 to 4: GP FOR REVENUE

Counsel for the Respondent No.5: JYOTHI ESWAR, STANDING COUNSEL.

The Court, at the stage of admission, made the following :

O R D E R:

The petitioner claims to have been in possession of the property pursuant to the Resolution dated 10.11.1988, passed by the fifth respondent-Grampanchayath. The grievance of the petitioner is that he was unlawfully evicted from the portion of the property, on the complaint made by the sixth respondent stating that he occupied the building constructed by the Social Welfare Department, known as 'Ambedkar Society Building'. Hence, this writ petition.

2 . From a perusal of the record, it appears that the fourth respondent-Mandal Revenue Officer, Saidapur submitted a report to the first respondent-District Collector, Karimnagar on 03.07.2004 mentioning the said eviction.

3 . In view of the same, the petitioner can make a representation to the first respondent-District Collector. On making such representation, the first respondent shall consider as to whether the 'Ambedkar Society Building' was in the lands allotted to the petitioner, or whether the petitioner is entitled to any alternative land, and pass appropriate orders thereon, in accordance with law.

4. Accordingly, the Writ Petition is disposed of. No order as to costs.

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A.GOPAL REDDY, J.

Dated: 01.11.2004

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To

1 The District Collector, Karimnagar District.
2 The Revenue Divisional Officer, Karimnagar Division, Karimnagar
3 The Director, Social Welfare Department, Govt. of A.P., at Hyderabad
4 The Mandal Revenue Officer Vennampalli Saidapur Mandal Vennampalli, Karimnagar District
5 The Sarpanch, Gram Panchayat, Vennampalli Saidapur Mandal, Karimnagar District
6. 2CCs to G.P. for Revenue, High Court of A.P. Hyderabad (OUT)

7. 2CD copies